

**DECLARATION AND POWER OF ATTORNEY**

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**PRODUCTION OF BIOLOGICAL MATERIALS BY SIMULTANEOUS  
AEROBIC AND ANAEROBIC RESPIRATION**

including any amendments referred to below, the specification of which

X is attached hereto;

X was described and claimed in PCT International Application No. PCT/US99/26950 filed on November 16, 1999; and  
 \_\_\_\_\_ was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

| <u>Priority Claimed</u> |                |                          |            |            |
|-------------------------|----------------|--------------------------|------------|------------|
| <u>PCT/US99/26950</u>   | <u>PCT</u>     | <u>November 16, 1999</u> | <u>X</u>   | <u>Yes</u> |
| <u>Number</u>           | <u>Country</u> | <u>Date Filed</u>        | <u>Yes</u> | <u>No</u>  |
|                         |                |                          |            |            |

EL722631365US

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/108,837

Provisional Application Number

November 18, 1998

Filing Date

Provisional Application Number

Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

 None Application Serial Number

Filing Date

Status

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Ray L. Weber (Reg. No. 26,519); Salvatore A. Sidoti (Reg. No. 43,921); Joseph G. Curatolo (Reg. No. 28,837); Rodney L. Skoglund (Reg. No. 36,010); Reese Taylor (Reg. No. 22,325); Phillip L. Kenner (Reg. No. 22,353); Edward G. Greive (Reg. No. 24,726); Donald J. Bobak (Reg. No. 27,182); Richard B. O'Planick (Reg. No. 29,096); Andrew B. Morton (Reg. No. 37,400); Arthur M. Reginelli, (Reg. No. 40,139); Shannon V. McCue (Reg. No. 42,859); John J. Cunniff (Reg. No. 42,451); and Mark L. Weber (Reg. No. 46,069).

Send Correspondence to: **Customer No: 26360**

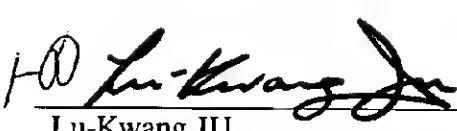
Ray L. Weber, Esq.  
Renner, Kenner, Greive, Bobak, Taylor & Weber  
4<sup>th</sup> Floor, First National Tower  
Akron, Ohio 44038-1456

Direct Telephone Calls to: **Ray L. Weber**  
Telephone (330) 376-1242

UA-338

Patent  
Sole Inventor

Inventor

  
Lu-Kwang Ju

April 17, 2001

Date

Residence:

2773 Goldleaf Drive, Akron, Ohio 44333 

Post Office Address:

2773 Goldleaf Drive, Akron, Ohio 44333

Citizenship

United States (country)

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